

SUPPLEMENT TO THE AGENDA FOR

General Overview & Scrutiny Committee

Wednesday 30 September 2015

10.00 am

**Council Chamber, The Shire Hall, St Peter's Square, Hereford,
HR1 2HX**

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5. SUGGESTIONS FROM THE PUBLIC	3 - 8
Further to the suggestion made at the last meeting (which resulted in a briefing note being prepared for members on the Public Rights of Way service), Mr. McKay has provided further suggestions in the attached correspondence.	
Consideration will need to be given to whether this should form part of the committee's work programme when compared to other competing priorities.	
8. REVISIONS TO THE COUNCIL TAX REDUCTION SCHEME	9 - 10
Further information is attached in relation to 2013/14 CTRS debt collection.	

14 September 2015

For the attention of Mr B Baugh
Governance Services

Dear Mr Baugh

Proposal for scrutiny by the General Overview and Scrutiny Committee

Thank you for providing me with a copy of the Briefing Note requested by the General Overview and Scrutiny Committee when considering my proposal that the highway records be subject of scrutiny, and I would advise that I consider that this paper correctly reflects the situation as I find it to be. That being so I refine and confirm my proposal that upgrading the Local Street Gazetteer warrants careful scrutiny due to :-

1. No reference being made to the upgrade of the Local Street Gazetteer, with this work being subject of time constraint, reference <https://www.geoplace.co.uk/-/national-street-gazetteer-nsg-data-transfer-format-dtf-8-1-documents-released> , with scheduled completion date of 30 March 2016.
2. No reference being made to any highway record Evidence Base, with an upgrade of this nature needing to understand what has happened before, and to make reference to that, the briefing note failing to address several of the issues identified on Highway Record Monitoring Group webpage www.hrmg.talktalk.net.
3. I have been advised under FOI IAT 9715 the lack of a list of private streets, i.e., streets not maintained at public expense known to have public highway rights over them, is not a concern to Herefordshire Council in respect of fulfilling its requirements under the new Local Street Gazetteer standards, i.e., meeting the 30 March 2016 date, since all private streets will be recorded without any public highway rights. However one ought be aware of a recent high court case that found Oxfordshire County Council to be negligent regarding its highway records and incurring significant costs, reference <http://www.henleyherald.com/2015/08/28/occ-found-negligent-on-bell-street-and-bell-lane-development/> . With such an abundance of in-house evidence revealing that Council is fully aware that many of our unregistered roads are highways, due care ought be taken to guard against simply considering them not to be highways and registering them as such, without any supporting evidence, rather than recognising them being being under investigation for registration in the Local Street Gazetteer upgrade under the provisions of the 1991 New Roads and Street Works Act.
4. I support the work in-hand to make the four identified highway records viewable online, have been invited to submit comments to those proposals, and have submitted comments to the proposed Local Street Gazetteer Key, which I consider ought be as attached.

I envisage attending meeting on 30 September when I hope to learn that this proposal has been accepted, and to answer any questions as may arise.

Yours sincerely

Peter McKay

To: Mr B Baugh, Governance Services, Herefordshire Council, Plough Lane, Hereford, HR4 0LE.

Local Street Gazetteer

Motorway

(Also on LOS and SWR)

A road

=====

PUBLIC FOOTPATH

== == == ==

B road

=====

PUBLIC BRIDLEWAY

== == == ==

C road

=====

RESTRICTED BYWAY

== == == ==

Unclassified road

=====

BYWAY OPEN TO
ALL TRAFFIC

== == == ==

Footway

| ■ ■ ■ ■ ■

Cycleway

== == ==

Highways England
road

=====

Highways not maintainable
at public expense

=====

Prospectively
maintainable at
public expense

(Also on SWR)

Street that is
not a highway
shown for
addressing purposes

Known-unknown
(Status is not
known and yet to
be determined)

Also 'Unclassified roads', 'Highways not maintainable at public expense' and 'Known-unknowns' to differentiate between street surface codes 1 – Metalled, 2 – Unmetalled, and 3 – Mixed, perhaps by way of different length dashed lines.

Above derived from a combination of LSG codes, and not a single LSG code.

-----Original Message-----

From: Peter McKay [REDACTED]

Sent: 23 September 2015 09:26

To: Baugh, Ben <bbaugh@herefordshire.gov.uk>

Cc: Bowen, Sebastian (Cllr) <sbowen@herefordshire.gov.uk>; Bartlett, Jenny (Cllr) <Jenny.Bartlett@herefordshire.gov.uk>

Subject: Suggestion for scrutiny by GO&SC under item 5 of agenda

Dear Mr Baugh

Due to the Briefing Note making no mention of the LSG upgrade, work scheduled 1 June 2015 till 30 March 2016, my being informed under FOI IAT 9715 that this will entail roads such as Rockfield Road in Hereford and the road to Dinedor Camp being registered without any highway rights, and Oxfordshire suffering £1/4million costs due to negligence with highway records declaring land not to be highway, and our being in similar situation, see attached, may I suggest that a) that this area of concern be subject of scrutiny during this period by way of briefing note updates for each Scrutiny Meeting, so that we may be informed of what is being done, what progress is being made and any appropriate questions asked, and b) that HC be asked to raise a Highway Record Evidence Base, identifying what has been done in past years, what remains to be done, what data HC is and is not aware of/available, etc., so that all may be aware of the situation safeguarding against undue negligence, supporting our officers raising of appropriate policies in-conformance with an established Evidence Base, that makes use of the most cost efficient procedures ?

Rgds

Peter McKay

Leominster



Environment

Director: G.S. Dunhill
B.Sc., C. Eng., M.I.C.E., F.I.H.T.

Your Ref:

Our Ref: BJE/GS/K03

Please ask for: Mr. B. J. Evans

Direct Line/Extension: (01432) 261771

Fax: (01568) 611106

E-mail: bje@herefordshire.gov.uk

28th November 2003

Dear Mr. Pritchard,

CROSSWAY NEAR KINGTON - GRID REF SO 32974/25334

Further to your enquiry regarding the lane at the above location the lane is not a Public Highway.

To clarify the location, the lane is off the A4111 Eardisley to Kington Road, opposite U91026 known as Apostles Lane and is between Grid References SO 32974/25334 and SO 33050/25384. The lane's length is 940 metres or thereabouts.

Yours faithfully,

B. J. EVANS
SENIOR TECHNICIAN

2013/14 CTRS debt collection as at 24.09.15

The collection of debt from CTRS working age claimants billed in 2014/15 prior to 24th September is shown below, £0.3m of charges made remain outstanding.



